

**Amendment No. 1 to SB1060**

**Marrero B**  
**Signature of Sponsor**

**AMEND Senate Bill No. 1060**

**House Bill No. 891\***

by deleting subsection (b)(4) from Section 2, and by substituting instead the following language:

(4)

(A) A person, corporation, organization, entity, or committee that publishes, broadcasts, or distributes, or causes to be published, broadcast or distributed any false and defamatory campaign literature or political advertisement relating to the conduct, fitness, or record of any candidate for public office, upon being given written notice by the candidate against whom the false and defamatory statements have been made that such campaign literature or political advertisement is false and is considered defamatory, shall have forty-eight (48) hours to take reasonable steps to correct and to retract such false and defamatory literature or advertisements.

(B) The notice requirements of subdivision (4)(A) shall be deemed to be met if the notice is sent by certified mail.

(C) Evidence that a person, corporation, organization, entity, or committee failed to correct and retract such false and defamatory literature or advertisements after being given the notice in accordance with this subdivision (4) shall be considered upon the awarding of punitive damages.

(D) There shall be a rebuttable inference that a suitable retraction of false and defamatory literature or advertisements was made if the parties involved in such publication, broadcast or distribution of false and defamatory campaign literature or political advertisement schedule and participate in a joint press conference.